

REMARKS

With respect to the objection to claim 1 contained in paragraph 3 on page 3 of the office action, support for the limitations in claim 1 may be found in the specification as filed at page 7, lines 6-9 and 15-17. Support for the similar limitations in claim 8 may be found at the same location.

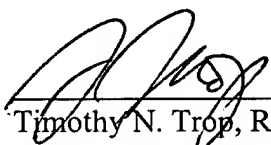
With respect to the rejection of claim 1, the newly cited reference to Kirkpatrick is cited. It is noted that "The combination of Fette and Webster does not specifically disclose having the feature the control unit to execute the configuration application to determine whether the configuration of the portable device is desired in response to an indication received from a base station based upon detection of a problem with the portable device at the base station." Office action at page 7. However, it is suggested that "detection of a problem with a portable device by the base station" was well known in the art as taught by Kirkpatrick. See the office action at page 7, second full paragraph.

Even if this is true, it does not meet the substance of the claims. The fact that a base station can diagnose a problem on the cell phone is not sufficient to meet the pertinent limitations. For example, claim 8 calls for determining, in the portable device itself, if the configuration of the portable device is desired. All Kirkpatrick suggests doing is analyzing the problem on the base station. He does not teach any kind of configuration application to determine whether configuration of the portable device is desired.

Therefore, reconsideration is respectfully requested.

Respectfully submitted,

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